

REMARKS

Claims 1-37 currently are pending in this application. Claim 8 has been indicated to be allowable if rewritten to be in independent form. By amendment above, claims 1, 15, 26, 28, 29, 32 and 37 have been amended to delete those embodiments in which substituent Y of the generic formula can be a haloalkyl group. In addition, claims 1, 15, 26, 28, 32, 35 and 37 have been amended to delete original proviso (a), which inadvertently was not deleted from the claims as part of the most recently previously filed amendments.

In the outstanding Office Action, the examiner has rejected each of claims 1, 15, 26, 28, 32, 35 and 37 under Section 112, second paragraph because proviso (a) rendered the claims unclear. As noted above, the claims have been amended to delete reference to this proviso.

The examiner also has rejected claims 1, 4, 15, 26, 28, 29 and 32 under 35 U.S.C. § 102(b) as being anticipated by *Tetrahedron Letters* (1993), 34(11):1827-1830 (CAPLUS abstract). The examiner asserted that the reference teaches Applicant's compound RN=14814900-2. As noted above, Applicants have amended each of generic claims 1, 15, 26, 28, 32, 35 and 37 to eliminate from the scope of the claims those compounds in which substituent Y is a haloalkyl group. By eliminating the option that Y can be a haloalkyl group, the compounds of general formula I are clearly distinguished from the reference compound.

Applicants respectfully submit that the pending claims as amended are in
condition for allowance.

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